

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF PENNSYLVANIA

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IN RE:	:	
Heidi Dougherty	:	Chapter 13
Michael J. Dougherty	:	Case No.: 20-14619-MDC
Debtor	:	

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**MOTION TO REOPEN FOR THE LIMITED PURPOSE IN CONSIDERATION OF THE  
APPLICATION FOR COMPENSATION FILED BY DEBTOR'S COUNSEL**

Debtors, Heidi and Michael Dougherty, by and through Attorney Brad J. Sadek, hereby respectfully request this Honorable Court to reopen this Chapter 13 case for the limited purpose in consideration of the Application for Compensation filed by Debtors' Counsel and hereby state as follows:

1. The Debtors filed the instant Chapter 13 Bankruptcy on December 2, 2020.
2. On March 11, 2021, the debtors' case was dismissed for the failure to make plan payments to the Chapter 13 Trustee.
3. On April 12, 2021, the Debtors filed a Motion for an Expedited Hearing in request of postponement of the sheriff sale scheduled for their property located at 1215 Edgewood Road Havertown, PA 19083.
4. A Motion to Reopen the Chapter 13 Case and Vacate the Order Granting Dismissal was filed on April 12, 2021 as the debtors had provided substantial proof of payment to the Chapter 13 Trustee.
5. Leading up to the June 8, 2021 hearing scheduled on the abovementioned Motion, Debtors' counsel provided services to the debtors above and beyond the standard in a pre-Confirmation Bankruptcy matter that would progress over the same length of time.

6. On June 3, 2021, Attorney Brad J. Sadek filed an Application for Compensation of Counsel Fees in the amount of \$9,750.00 which detailed the explanation of services provided and time spent on the debtors' case.
7. Debtors paid counsel \$2,295.00 prior to the filing of this case.
8. Since the filing of the Application for Compensation of Counsel Fees, Attorney Brad J. Sadek has expended additional billable hours for which he is not seeking compensation.
9. The debtors submitted a payment estimated \$8,860.00 to the Chapter 13 Trustee on April 12, 2021. These funds are currently being held by the Standing Chapter 13 Trustee, William C. Miller.
10. These funds were not dispersed as a result of the Motion to Reopen the Case and Vacate the Order Granting Dismissal Hearing on June 16, 2021 which determined that this Chapter 13 Case would not be reopened.
11. Debtors' counsel respectfully requests this Honorable Court to consider the detailed services provided to the debtors in an effort to assist them in the protection of their property and requests a Hearing on the same.
12. Debtors' counsel maintained extensive communication with the Mortgagee's counsel in an effort to reach an agreement that is not only satisfactory to the Mortgagee, but also may also help prevent the debtors from enduring additional financial strain.
13. Upon entry of the Order on the Application for Compensation of Counsel Fees, Debtors' counsel respectfully requests the Standing Chapter 13 Trustee to turnover funds in the amount of \$7,455.00 from unapplied funds submitted by the debtors.

**WHEREFORE**, Debtors, by and through the undersigned counsel, respectfully request their Chapter 13 Case to be Reopened for the Limited Purposes in consideration of the Application for Compensation of Counsel Fees and allowing for an Order entered on the same.

Dated: June 23, 2021

/s/Brad J. Sadek, Esq.

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